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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

FRANCISCO et al.

Atty. Ref.: 3734-4

Serial No. 09/431,616

Group:

Filed: November 2, 1999

Examiner:

For: SYSTEM AND METHOD FOR CAUSING MULTIPLE
PARTIES TO BE PAID FROM A SINGLE CREDIT CARD
TRANSACTION

* * * * *

October 5, 2000

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

PETITION TO HAVE NOTICE OF ABANDONMENT WITHDRAWN

Responsive to the Notice of Abandonment mailed September 29, 2000 (a copy of which is attached), it is respectfully requested that the Notice of Abandonment be withdrawn for the following reasons: 1) Applicant never received the Notice to File Missing Parts or the Filing Receipt for the above-identified application (through no fault of applicant) and 2) Applicant's Attorney filed a Status Inquiry on June 23, 2000 (a copy of which is attached) inquiring as to when an Official Filing Receipt and a Notice to File Missing Parts would be forthcoming. The PTO never responded to the status request. A copy of the PTO mail room date-stamped postcards indicating receipt of the Notice of Address Change and Status Inquiry is attached hereto. If Applicant had received a copy of the Notice To File Missing Parts, this application would not have been abandoned.

FRANCISCO et al.
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Therefore, Applicant respectfully request that the Notice of Abandonment be withdrawn and the PTO forward an Official Filing Receipt along with the Notice to File Missing Part to the undersigned attorney at the PTO's earliest convenience. It is also respectfully requested that no fee is due with this Petition since the Applicant never received the Missing Parts and no response could be made in response thereto. If there are any questions with regard to this Petition, please contact the undersigned attorney at the below listed telephone number. The PTO is not authorized to charge any fee associated with this communication to any deposit account, because no fee is due because the PTO apparently never forwarded the Missing Parts notice to the undersigned.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 

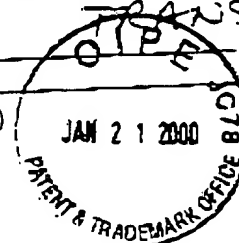
Joseph A. Rhoa

Reg. No. 37,515

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Telephone: (703) 816-4043
Facsimile: (703) 816-4100

Serial No.: 09/431,616
 Applicant: FRANCISCO et al
 Title: SYSTEM AND METHOD
 FOR CAUSING MULTIPLE
 PARTIES TO BE PAID FROM A SINGLE
 CREDIT CARD TRANSACTION.
 Amendment
 Pages Specification
 Claims
 Sheets Drawings: Formal
 Informal
 Declaration (Pages)
 Assignment
 Priority Document
 Base Issue Fee Transmittal
 Fee (Check)

Atty: JAR
 Date: 1-21-00
 Client: 3734-4
 Ref:



Other: NOTICE OF ADDRESS CHANGE

Serial No.: 09/431,616
 Inventor/s: FRANCISCO et al.
 Title: SYSTEM AND METHOD FOR CAUSING MULTIPLE
 PARTIES TO BE PAID FROM A SINGLE CREDIT
 CARD TRANSACTION

Atty: Joseph A. Rhoa
 Date: Jun. 23, 00
 C#/M#: 3734-4

Amendment
 Pages Specification, Claims & Abstract
 Claims
 Sheets of Drawings
 Declaration (Pages)
 Assignment (Pages) Including Cover
 Priority Document(s)
 Base Issue Fee Transmittal
 Fee (Check)



\$
 Other: STATUS INQUIRY

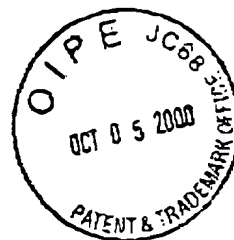
Serial No.: 09/431,616
Inventor/s: FRANCISCO et al.

Atty: Joseph A. Rhoa
Date: Oct. 5, 00
C#/M#: 3734-4

Title: SYSTEM AND METHOD FOR CAUSING MULTIPLE
PARTIES TO BE PAID FROM A SINGLE CREDIT
CARD TRANSACTION

XX Petition to Have Notice of Abandonment Withdrawn
6pgs

\$ Fee (Check)
Other:



Nixon & Vanderhye PC

ATTORNEYS AT LAW

8TH FLOOR
1100 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22201-4714**FACSIMILE COVER SHEET**TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4043
E-mail: jar@nixonvan.com**PLEASE DELIVER IMMEDIATELY!!!!**Our Ref.: 3734-4
Your Ref.: S.N. 09/431,616 Date: September 12, 2002To: Ms. Doshie Day
Firm: USPTO
Facsimile No.: (703) 308-7749
From: Joseph A. RhoaNumber of Pages (including cover sheet: 8(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN
TRANSMISSION, PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).Coral A. Jones
FACSIMILE OPERATOR

ATTACHMENTS: Petition and attachments filed Oct. 5, 2000.

MESSAGE: Per your request.**CONFIDENTIALITY NOTE**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

FRANCISCO et al.

Atty. Ref.: 3734-4

Serial No. 09/431,616

Group:

Filed: November 2, 1999

Examiner:

For: SYSTEM AND METHOD FOR CAUSING MULTIPLE
PARTIES TO BE PAID FROM A SINGLE CREDIT CARD
TRANSACTION

June 23, 2000

Assistant Commissioner for Patents
Washington, DC 20231

STATUS INQUIRY

Sir:

This application was filed on November 2, 1999. However, since then Applicant has not received an Official Filing Receipt or Notice to File Missing Parts of Application from the Patent Office regarding the above-identified application. Inquiry is made as to when an Action will be forthcoming. Please direct any response to this inquiry to Coral A. Jones at telephone number (703) 816-4107.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 

Joseph A. Rhoa

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/431,616	11/02/1999	PAUL A. FRANCISCO	2434.120

Joseph A Rhoa
Nixon & Vanderhye PC
1100 North Glebe Road
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**ABANDONMENT/TERMINATION
LETTER**

OC000000005439784

Date Mailed: 09/29/2000

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 12/07/1999.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(c).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(c).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY